

Summons in a Civil Action (Rev 11/97)

United States District Court
SOUTHERN DISTRICT OF CALIFORNIA

1 HUNTER, LLC; 1 LAKE LLC

Cross-Claimants

vs

WALGREEN CO., dba
WALGREENS # 06255

Cross-Defendants

SUMMONS IN A CIVIL ACTION FOR A
Case No. '08 cv 0072 JM POR *CROSS-CLAIM*

TO: (Name and Address of Defendant)

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon PLAINTIFF'S ATTORNEY

John W. Howard
J.W. Howard Attorneys, Ltd.
1508 West Lewis Street
San Diego, CA 92103 Tel: 619/234-2842

An answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

W. Samuel Hamrick, Jr.

CLERK

By

, Deputy Clerk

FEB 15 2008

DATE

Summons in a Civil Action

Page 1 of 2

RETURN OF SERVICE

Service of the Summons and Complaint was made by me

DATE 2/19/08

NAME OF SERVER **Jim Wardlow**TITLE **Server**

Check one box below to indicate appropriate method of service



Served personally upon the defendant. Place where served:

2730 Gateway Oaks Dr #100 S

Sacramento, CA 95833

Left copies thereof at the defendant's dwelling, house or usual place of abode with a person of suitable age and discretion then residing therein:

Name of person with whom the summons and complaint were left: _____



Return unexecuted:



Other (specify): _____

STATEMENT OF SERVICE FEES

TRAVEL

SERVICES \$77.50

TOTAL \$77.50

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service is true and correct.

Executed on: 02/29/08

Date

See attached

Signature of Server

Address of Server

NOTICE OF RIGHT TO CONSENT TO TRIAL BY A UNITED STATES MAGISTRATE

IN ACCORDANCE WITH THE PROVISION OF 28 USC 636(C) YOU ARE HEREBY NOTIFIED THAT A U.S. MAGISTRATE OF THIS DISTRICT MAY, UPON CONSENT OF ALL PARTIES, CONDUCT ANY OR ALL PROCEEDINGS, INCLUDING A JURY OR NON-JURY TRIAL, AND ORDER THE ENTRY OF A FINAL JUDGMENT. COUNSEL FOR THE PLAINTIFF HAS RECEIVED A CONSENT FORM.

YOU SHOULD BE AWARE THAT YOUR DECISION TO CONSENT OR NOT CONSENT IS ENTIRELY VOLUNTARY AND SHOULD BE COMMUNICATED SOLELY TO THE CLERK OF COURT. ONLY IF ALL PARTIES CONSENT WILL THE JUDGE OR MAGISTRATE TO WHOM THE CASE HAS BEEN ASSIGNED BE INFORMED OF YOUR DECISION.

JUDGEMENTS OF THE U.S. MAGISTRATES ARE APPEALABLE TO THE U.S. COURT OF APPEALS IN ACCORDANCE WITH THIS STATUTE AND THE FEDERAL RULES OF APPELLATE PROCEDURE.

1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure

John W. Howard, Esq. J.W. Howard/Attorneys, Ltd. 1508 West Lewis Street San Diego, CA 92103 TELEPHONE NO.: (619) 234-2842 FAX NO. (Optional): (619) 234-1716 E-MAIL ADDRESS (Optional):					SBN: 80200 FOR COURT USE ONLY
UNITED STATES DISTRICT COURT STREET ADDRESS: 940 FRONT ST. ROOM 1160 MAILING ADDRESS: CITY AND ZIP CODE: SAN DIEGO, CA 92101-8900 BRANCH NAME: SOUTHERN					
PLAINTIFF (name each): 1 Hunter, LLC; 1 Lake LLC DEFENDANT (name each): Walgreen Co., dba Walgreens #06255					CASE NUMBER: '08 cv 0072 LM POR
PROOF OF SERVICE	HEARING DATE:	DAY:	TIME:	DEPT.:	Ref No. or File No.:

AT THE TIME OF SERVICE I WAS AT LEAST 18 YEARS OF AGE AND NOT A PARTY TO THIS ACTION, AND I SERVED COPIES OF THE:

Summons in a Civil Action For A Cross-Claim; Cross-Claim For Indemnity; Answer to Complaint by Defendants 1 Hunter, LLC and 1 Lake, LLC

PARTY SERVED: Walgreen Co., dba Walgreens #06255

PERSON SERVED: Becky DeGeorge - Agent for Service

DATE & TIME OF DELIVERY: February 19, 2008
02:55 pm

ADDRESS, CITY, AND STATE: 2730 Gateway Oaks Drive, Suite 100
Sacramento, CA 95833
(BUSINESS)

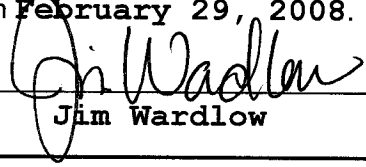
MANNER OF SERVICE:

Personal Service - By Personally delivering copies.

Fee for Service: 77.50

County: Sacramento
 Registration No.: 87-010
 E.S.Q. Services, Inc.
 2121 Fifth Avenue, Suite 203
 San Diego, CA 92101
 (619) 296-0120

I declare under penalty of perjury under the laws of the State of California that the foregoing information contained in the return of service and statement of service fees is true and correct and that this declaration was executed on February 29, 2008.

Signature: 
Jim Wardlow

PROOF OF SERVICE